

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

*** FILED ***
10/12/2001

10/10/2001

CLERK OF THE COURT
FORM R109B

HONORABLE EILEEN WILLETT

K. Schrameck
Deputy

CR 2001-008426

FILED: _____

STATE OF ARIZONA

RYAN P TOFTOY

v.

MICHAEL ZACHARY MAY
DOB: 04/2/1981

BRAD REINHART

APO-SENTENCINGS-CCC
APPEALS-CCC
COURT ADMIN-CRIMINAL-CCC
DISPOSITION CLERK-CCC
VICTIM WITNESS DIV-CA-CCC

SUSPENSION OF SENTENCE - PROBATION GRANTED

9:24 a.m. State is represented by Douglas Loeftgren on behalf of Ryan P. Toftoy. Defendant is present and represented by Aldon Terpstra on behalf of Brad Reinhart.

Court Reporter, Rick Gaio, is present.

The Defendant states his true date of birth is April 2, 1981.

IT IS ORDERED directing Criminal Court Administration to correct the file to reflect Defendant's true date of birth to be April 2, 2001 rather than September 2, 1981.

The Defendant is advised of the charge, the determination of guilt and is given the opportunity to speak.

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THE COURT FINDS that reasonable efforts have been made to give the victim notice of the plea proceeding and an opportunity to be heard.

Pursuant to A.R.S. Section 13-607,

THE COURT FINDS AS FOLLOWS:

WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived his/her right to a trial with or without a jury, his/her right to confront and cross examine witnesses, his/her right to testify or remain silent and his/her right to present evidence and call his/her own witnesses after having been advised of these rights. The determination of guilt was based upon a plea of Guilty.

Having found no legal cause to delay rendition of judgment and pronouncement of sentence, the Court enters the following judgment and sentence:

IT IS THE JUDGMENT of the Court that the Defendant is guilty of the crimes of:

OFFENSE: Amended Disorderly Conduct, a class 6 undesignated, nondangerous and nonrepetitive offense in violation of A.R.S. Sections 13-2904, 13-3105, 13-701, 13-702, 13-702.01, 13-801, 13-802 committed on May 24, 2001.

Upon consideration of the offense, the facts, law and circumstances involved in this case, the Court finds that the Defendant is eligible for probation. The specific reasons for the granting of probation are stated by the Court on the record.

As punishment for this crime(s),

IT IS ORDERED suspending imposition of sentence and placing the Defendant on probation for a period of 3 years commencing October 10, 2001 under the supervision of the Adult Probation Department of this Court, in accordance with the formal Judgment

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and Order suspending sentence and Order imposing terms of probation signed by the Court.

As a condition of probation,

IT IS ORDERED that the Defendant shall complete 100 total hours of Community Service, at the rate of 20 hours each month beginning November 1, 2001.

IT IS ORDERED that the Defendant pay a monthly probation service fee to the Clerk of the Superior Court of Maricopa County at a rate of \$40.00 commencing on November 1, 2001 and due on the same day of each month thereafter during the term of probation.

IT IS ORDERED that the Defendant pay an assessment in the amount of \$20.00 to the Clerk of the Superior Court of Maricopa County as follows:

Pursuant to A.R.S. Section 12-116, Defendant shall pay a fee of \$20.00 to the Clerk of the Superior Court of Maricopa County. Should Defendant pay all penalties, fines and/or sanctions in full this date, said fee is not applicable.

Special Terms: 17(d). Upon application, payment of \$300.00 fee, and acceptance into the Interstate Compact Program, Defendant may proceed to the state of Ohio. 19. Do not have any contact with Hope Cottengin or Paul Nelson without the consent of the supervising probation officer.

The written terms and conditions of probation are handed to the Defendant for explanation, acceptance and signature. The Defendant agrees to the stated waiver of extradition. The Defendant is advised concerning the consequences of failure to abide the conditions of probation.

The Defendant is advised concerning rights of review after conviction and written notice of those rights is provided.

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FILED: Conditions of Probation and Notice of Rights of
Review after Conviction.

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Let the record reflect that the Defendant's thumbprint is permanently affixed to this sentencing order in open court.

9:49 a.m. Matter concludes.

/s/ HONORABLE EILEEN WILLETT
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)